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17 *Attorneys for Plaintiff*

18
19 IN THE UNITED STATES DISTRICT COURT
20
21 FOR THE NORTHERN DISTRICT OF CALIFORNIA

22 Karen Moe Humphreys,

No. C 04 3808 SI (EDL)

23 Plaintiff,

24 v.

25 **STIPULATED AGREEMENT RE FILING**
26 **SCHEDULE FOR MOTIONS FOR**
27 **TERMINATING SANCTIONS AND**
28 **MONETARY SANCTIONS**

29 Regents of the University of California, University
30 of California, Berkeley, Department of
31 Intercollegiate Athletics and Recreational Sports,
32 Steve Gladstone, in his individual and official
33 capacity, and Mark Stephens, in his individual and
34 official capacity,

35 Defendants.

Humphreys v. Regents of University of California, et al.; Case No. C 04 3808 SI

STIPULATED AGREEMENT RE FILING SCHEDULE FOR MOTIONS
FOR TERMINATING SANCTIONS AND MONETARY SANCTIONS

1 WHEREAS, on February 27, 2007, Plaintiff informed Defendants of her intent to renew her
2 motion for terminating sanctions on March 6, and

3 WHEREAS, on February 28, Defendants informed Plaintiff by telephone that they intended to
4 substitute new counsel for Lafayette & Kumagai, and requested that Plaintiff defer filing her motion
5 for terminating sanctions, to which Plaintiff subsequently agreed; and

6 WHEREAS, on March 14, 2007, the parties met and conferred; and

7 WHEREAS, University counsel has requested additional time to come up to speed to evaluate
8 both the underlying case and the issues regarding discovery that are the subject of the reference
9 proceedings in order to determine whether a mediated solution is a practical alternative at this stage of
10 the proceedings; and

11 WHEREAS, University counsel has requested that Plaintiff refrain from filing her motions for
12 terminating sanctions and monetary sanctions in order for the University to make such determinations;
13 and

14 WHEREAS, Plaintiff has agreed to refrain from filing her motions for terminating sanctions
15 and monetary sanctions until after April 27, 2007, which is the expected date for the University to
16 make its determination; and

17 WHEREAS, it is Plaintiff's position that she has satisfied all obligations to meet and confer
18 with Defendants regarding her motions for terminating sanctions and monetary sanctions;
19 nevertheless, Plaintiff has agreed to make herself available to further meet and confer with the
20 individual Defendants while the University decides whether to pursue a mediated solution, and the
21 individual Defendants reserve their rights regarding whether such further meet and confer efforts are
22 sufficient.

23 IT IS STIPULATED that:

24 1. Plaintiff and Defendants (together, the "parties") agree that the University will notify
25 Plaintiff of its decision regarding whether to enter into mediation proceedings to resolve this case, no
26 later than April 27, 2007.


27 2. In the event the University decides not to enter into mediation proceedings to resolve
28 this case, or has not come to a decision by April 27, 2007, Plaintiff will file her motions for


Humphreys v. Regents of University of California, et al.; Case No. C 04 3808 SI (EDL)


**STIPULATED AGREEMENT RE FILING SCHEDULE FOR MOTIONS
FOR TERMINATING SANCTIONS AND MONETARY SANCTIONS**

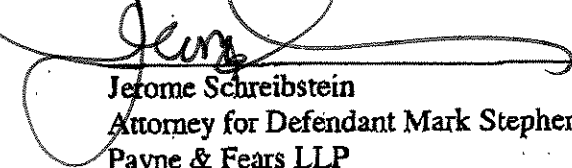
terminating sanctions and monetary sanctions on or after Friday, May 4, 2007. If the parties enter into mediation proceedings, but mediation fails to resolve the case, Plaintiff will file her motions for terminating sanctions and monetary sanctions no less than five Court days after the mediation proceedings have ended.

3. If the University decides to enter into mediation proceedings to resolve this case, the parties will designate a mediator no later than Friday, May 11, 2007, and mediation proceedings will commence as soon as possible thereafter.

 4/23/07
Kathleen V. Fisher Date
Attorney for Plaintiff
Calvo & Clark LLP


 4/23/07
Nancy Sheehan Date
Attorney for Defendant University of California
Porter, Scott, Weiberg & Delehant


Raoul Kennedy Date
Attorney for Defendant Steve Gladstone
Skadden, Arps, Slate, Meagher & Flom LLP

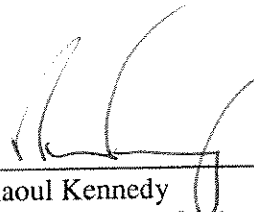
 4.23.07
Jerome Schreiberstein Date
Attorney for Defendant Mark Stephens
Payne & Fears LLP

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 2 terminating sanctions and monetary sanctions no less than five Court days after the mediation
 3 proceedings have ended.

4 3. If the University decides to enter into mediation proceedings to resolve this case, the
 5 parties will designate a mediator no later than Friday, May 11, 2007, and mediation proceedings will
 6 commence as soon as possible thereafter.

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 10  4/23/07
 11 Kathleen V. Fisher
 12 Attorney for Plaintiff
 13 Calvo & Clark LLP

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 Nancy Sheehan
 Attorney for Defendant University of California
 Porter, Scott, Weiberg & Delehant

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 15  4/23/07
 16 Raoul Kennedy
 17 Attorney for Defendant Steve Gladstone
 18 Skadden, Arps, Slate, Meagher & Flom LLP

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 Jerome Schreiberstein
 Attorney for Defendant Mark Stephens
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